

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: David Kleinschmidt, et al.
Serial No.: 10/812,042
Filed: March 29, 2004
Title: HEADPHONING

Art Unit : 2615
Examiner : Brian Ensey
Conf. No. : 1449

MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Applicants request consideration of the references listed on the attached PTO-1449 form.

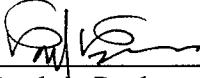
We note that the Background section of this application refers to the "Bose QUIET COMFORT headset". The official name of this product is the "QuietComfort Acoustic Noise Cancelling headphones". U.S. Patents Nos. 6,597,792, 5,181,252, and 4,922,542, which are cited herein, are directed to the QuietComfort Acoustic Noise Cancelling headphones. The Background section of this application also refers to the "QUIET COMFORT 2 headphones". The official name of this product is the "QuietComfort 2 Acoustic Noise Cancelling headphones". As indicated in the Background section, the QuietComfort 2 Acoustic Noise Cancelling headphones "embody the invention disclosed".

A copy of a communication from a counterpart European application is also enclosed. This was submitted with the IDS of December 1, 2006, and can be found in PAIR. It was not, however, listed on the 1449 form that accompanied that IDS.

This statement is being filed after a first Office action on the merits, but before receipt of a final Office action or a Notice of Allowance. The requisite late submission fee under §1.17(p) in the amount of \$180 is being paid electronically with this submission. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: May 15, 2008



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